



General Assembly

January Session, 2013

Amendment

LCO No. 8055

HB0667708055HDO

Offered by:

REP. FOX, 146th Dist.
SEN. COLEMAN, 2nd Dist.
SEN. HARP, 10th Dist.
REP. MORRIS, 140th Dist.
REP. CAFERO, 142nd Dist.
REP. REBIMBAS, 70th Dist.
REP. FLEISCHMANN, 18th Dist.
REP. CANDELARIA, 95th Dist.
REP. ARCE, 4th Dist.
REP. AYALA, 128th Dist.
SEN. AYALA, 23rd Dist.
REP. BUTLER, 72nd Dist.
REP. CLEMONS, 124th Dist.
REP. CUEVAS, 75th Dist.
REP. GONZALEZ, 3rd Dist.
REP. HEWETT, 39th Dist.
REP. HOLDER-WINFIELD, 94th Dist.
REP. LESSER, 100th Dist.
REP. MCCRORY, 7th Dist.
REP. MCGEE, 5th Dist.
REP. MILLER P., 145th Dist.
REP. ROJAS, 9th Dist.
REP. SANCHEZ, 25th Dist.
REP. SANTIAGO, 130th Dist.
REP. SANTIAGO, 84th Dist.

REP. STALLWORTH, 126th Dist.
REP. VARGAS, 6th Dist.
REP. WALKER, 93rd Dist.
REP. ABERCROMBIE, 83rd Dist.
REP. ALBIS, 99th Dist.
REP. BARAM, 15th Dist.
REP. BERGER, 73rd Dist.
REP. BOWLES, 42nd Dist.
REP. DILLON, 92nd Dist.
REP. ESPOSITO, 116th Dist.
REP. GENGA, 10th Dist.
REP. HENNESSY, 127th Dist.
REP. JOHNSON, 49th Dist.
REP. KINER, 59th Dist.
REP. LAVIELLE, 143rd Dist.
REP. LOPES, 24th Dist.
REP. MARONEY, 119th Dist.
REP. MILLER, 36th Dist.
REP. MOUKAWSHER, 40th Dist.
REP. MUSHINSKY, 85th Dist.
REP. NAFIS, 27th Dist.
REP. NICASTRO, 79th Dist.
REP. RILEY, 46th Dist.
REP. TONG, 147th Dist.
REP. VICINO, 35th Dist.

To: Subst. House Bill No. **6677**

File No. 731

Cal. No. 510

"AN ACT CONCERNING THE IMPOSITION OF A COMMUNITY SERVICE REQUIREMENT UPON A MINOR WHO PURCHASES TOBACCO PRODUCTS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (a) of section 53a-118 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *October 1, 2013*):

6 (a) The following definitions are applicable to this part: (1)
7 "Property" means any money, personal property, real property, thing
8 in action, evidence of debt or contract, or article of value of any kind.
9 Commodities of a public utility nature such as gas, electricity, steam
10 and water constitute property, but the supplying of such a commodity
11 to premises from an outside source by means of wires, pipes, conduits
12 or other equipment shall be deemed a rendition of a service rather than
13 a sale or delivery of property. (2) "Obtain" includes, but is not limited
14 to, the bringing about of a transfer or purported transfer of property or
15 of a legal interest therein, whether to the obtainer or another. (3) To
16 "deprive" another of property means (A) to withhold it or cause it to be
17 withheld from him permanently or for so extended a period or under
18 such circumstances that the major portion of its economic value or
19 benefit is lost to him, or (B) to dispose of the property in such manner
20 or under such circumstances as to render it unlikely that an owner will
21 recover such property. (4) To "appropriate" property of another to
22 oneself or a third person means (A) to exercise control over it, or to aid
23 a third person to exercise control over it, permanently or for so
24 extended a period or under such circumstances as to acquire the major
25 portion of its economic value or benefit, or (B) to dispose of the
26 property for the benefit of oneself or a third person. (5) An "owner"
27 means any person who has a right to possession superior to that of a
28 taker, obtainer or withholder. (6) To "receive" means to acquire

29 possession, control or title, or to lend on the security of the property.
30 (7) "Service" includes, but is not limited to, labor, professional service,
31 public utility and transportation service, the supplying of hotel
32 accommodations, restaurant services, entertainment, and the
33 supplying of equipment for use, but does not include school
34 accommodations provided by a school district to (A) a child or an
35 emancipated minor, or (B) a pupil eighteen years of age or older who
36 was a homeless person, as defined in subdivision (3) of section 8-355,
37 at the time of the offense. (8) "Check" means any check, draft or similar
38 sight order for the payment of money which is not postdated with
39 respect to the time of issuance. (9) "Drawer" of a check means a person
40 whose name appears thereon as the primary obligor, whether the
41 actual signature be that of himself or of a person purportedly
42 authorized to draw the check in his behalf. (10) "Representative
43 drawer" means a person who signs a check as drawer in a
44 representative capacity or as agent of the person whose name appears
45 thereon as the principal drawer or obligor. (11) A person "issues" a
46 check when, as a drawer or representative drawer thereof, he delivers
47 it or causes it to be delivered to a person who thereby acquires a right
48 against the drawer with respect to such check. One who draws a check
49 with intent that it be so delivered is deemed to have issued it if the
50 delivery occurs. (12) A person "passes" a check when, being a payee,
51 holder or bearer of a check which previously has been or purports to
52 have been drawn and issued by another, he delivers it, for a purpose
53 other than collection, to a third person who thereby acquires a right
54 with respect thereto. (13) "Funds" means money or credit. (14) A
55 drawer has "insufficient funds" with a drawee to cover a check when
56 he has no funds or account whatever, or funds in an amount less than
57 that of the check; and a check dishonored for "no account" shall also be
58 deemed to have been dishonored for "insufficient funds". (15) "Credit"
59 means an arrangement or understanding with a bank or depository for
60 the payment of a check, draft or order in full on presentation."

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2013</i>	53a-118(a)
-----------	------------------------	------------